

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

AFFYMETRIX, INC.,

Plaintiff/Counter-
Defendant,

v.

ILLUMINA, INC.,

Defendant/Counter-
Plaintiff.

C.A. No. 04-901-JJF

**CHUNWEI WANG’S OBJECTIONS TO
ILLUMINA’S SUBPOENA FOR DEPOSITION**

Non-Party Chunwei Wang (“Wang”) hereby objects to Illumina, Inc.’s (“Illumina”) subpoena dated December 30, 2005 requesting a deposition pursuant to Fed. R. Civ. P. 45 for the following reasons:

1. Wang objects to the subpoena to the extent that it seeks to impose discovery obligations upon Wang beyond those provided for by the Federal Rules of Civil Procedure, the Local Rules of this Court or governing case law.
2. Wang objects to the subpoena to the extent that it seeks testimony protected by the attorney-client privilege, and other common law or statutory privileges.
3. Wang objects to the subpoena to the extent it seeks testimony that is neither relevant to any issue in this action nor is likely to lead to the discovery of admissible evidence.

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/s/ Benjamin Schladweiler

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*Attorneys for Chunwei Wang and
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February 6, 2006

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CERTIFICATE OF SERVICE

I hereby certify that on February 6, 2006, I electronically filed the foregoing using CM/ECF which will send notification of such filing(s) to the following:

Richard K. Herrmann
Morris, James, Hitchens & Williams LLP

I also certify that copies were caused to be served on February 6, 2006 upon the following in the manner indicated:

BY HAND

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